

## Message Text

CONFIDENTIAL

PAGE 01 STATE 024043

66

ORIGIN COA-03

INFO OCT-01 ISO-00 /004 R

66618

DRAFTED BY OES/OFA:MDBUSBY:CSA

APPROVED BY OES/OFA:MDSUSBY

----- 012211

P 031644Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA PRIORITY

C O N F I D E N T I A L STATE 024043

FOLLOWING REPEAT LONDON 01595 SENT ACTION SECSTATE INFO USUN, OTTAWA

OSLO, DTD 01 FEB 75

QUOTE:

C O N F I D E N T I A L LONDON 01595

STADIS

FOR DEPUTY SECRETARY INGERSOLL AND UNDER SECRETARY  
MAW FROM JOHN NORTON MOORE.

DEPT PLEASE PASS D/LOS HULL, ALDRICH AND OES CLINGAN.

USUN PLEASE PASS AMBASSADOR STEVENSON.

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: 200 MILE FISHING FILL AND ARTICLE 7 ALTERNATIVE

1. DURING INFORMAL DISCUSSION WITH DAVID ANDERSON,  
OFFICE OF THE LEGAL ADVISER, THE UK FCO, ANDERSON IN-  
DICATED THAT IN HIS OPINION THERE WOULD BE A MAJOR  
DIFFERENCE INTERNATIONALLY AS TO HOW THE 200 MILE  
FISHING BILL AND A CAREFULLY DRAWN NON-DISCRIMINATORY  
ARTICLE 7 ALTERNATIVE APPLICABLE TO NON-PARTIES WOULD BE  
PERCEIVED. ANDERSON, WHO ARGUED AND WON RECENT ICELAND  
FISHERIES CASE FOR UK, SAID FLATLY THAT IN HIS OPINION  
NON-DISCRIMINATORY FISHERIES CONSERVATION MEASURES BY  
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 024043

COASTAL STATES ARE LAWFUL AND WOULD BE UPHOLD BY

THE ICJ UNDER PRINCIPLES CONTAINED IN ICELAND CASE, HE FURTHER INDICATED THAT ARTICLE 7 ALTERNATIVE WOULD HAVE MUCH LESS IMPACT ON LOS NEGOTIATIONS AND COMPARED IT TO NORWEGIAN TRAWL FREE ZONES NOW BEING SUCCESSFULLY NEGOTIATED BY EVENSEN. JUDGEMENT OF ANDERSON DOUBLY SIGNIFICANT AS ONE HEAVILY INVOLVED IN RECENT ICJ FISH-ERIES DECISION AND AS REPRESENTATIVE OF LEGAL ADVISER'S OFFICE IN IMPORTANT DISTANT WATER FISHING STATE.

2. ANDERSON ALSO INDICATED THAT THE CANADIANS TOLD HIM THEY HAVE DRAFTED A 200 MILE FISHING BILL AND THAT IF US PASSES 200 MILE BILL THEY WILL FOLLOW SUIT IN A MATTER OF QUOTE HOURS UNQUOTE.

3. FYI. ANDERSON INDICATED THAT UK HAS JUST SUCCESSFULLY CONCLUDED AGREEMENT WITH NORWAY ON NORWEGIAN TRAWL FREE ZONES BEING NEGOTIATED BY EVENSEN.

SPIERS UNQUOTE  
KISSINGER

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, FISHING RIGHTS, TWO HUNDRED MILE LIMIT, FOREIGN POLICY POSITION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 FEB 1975  
**Decaption Date:** 28 MAY 2004  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE024043  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** MDBUSBY:CSA  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750039-0597  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750277/aaaacrll.tel  
**Line Count:** 80  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN COA  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** STADIS  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** STADIS  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 07 MAY 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <07 MAY 2003 by BoyleJA>; APPROVED <24 SEP 2003 by ElyME>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** 200 MILE FISHING FILL AND ARTICLE 7 ALTERNATIVE  
**TAGS:** PLOS, BR, CA, US, (ANDERSON, DAVID)  
**To:** BRASILIA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006